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13 *Attorneys for Defendant*
14 *The Moody Bible Institute of Chicago*

15 **UNITED STATES DISTRICT COURT**
16 **EASTERN DISTRICT OF WASHINGTON**

17 YUKI LEE, in her capacity as
18 personal representative of the Estate
of her deceased husband, JOOCHAN
19 LEE, individually and Decedent's
surviving wife, and in her capacity as
20 Guardian of their minor daughter,
A.L. both as beneficiaries and heirs of
21 Decedent's estate,

22 Plaintiffs,
23 vs.
24 THE MOODY BIBLE INSTITUTE
25 OF CHICAGO, and Illinois
corporation,

26 **JOINT STATUS
CERTIFICATE**

27 Defendant.

1
2 The parties make the following Joint Status Certificate:
3
4

5 **(a) Service of Process:** The parties agree that the named Defendant
6 has been properly served.
7
8

9 **(b) Jurisdiction and Venue:** Jurisdiction is proper pursuant to 28
10 U.S.C. § 1332(a) on the grounds that complete diversity exists between the
11 parties and the amount in controversy exceeds the sum of \$75,000. Venue is
12 proper pursuant to U.S.C. § 1391(b) because a substantial part of the events or
13 omissions giving rise to the claim occurred within this judicial district.
14

15 **(c) Anticipated Motions:** At this time the parties do not anticipate any
16 motions other than dispositive motions should the evidence dictate such
17 motions are appropriate.
18

19 **(d) Discovery Plan:** The parties have agreed to make their initial
20 disclosures pursuant to Rule 26(a)(1) on or before December 4, 2019. Plaintiff
21 wants to conduct a wreckage inspection, although the National Transportation
22 Safety Board (“NTSB”) has not yet released the wreckage to Defendant.
23 Defendant is waiting for such a release from the NTSB. The parties anticipate
24 additional discovery of at least Interrogatories and Requests for Production
25 followed by depositions of fact witnesses (6-12). The parties anticipate ten
26 months are necessary to complete fact discovery. The parties suggest the
27 completion of fact discovery by October 4, 2019.
28

29 Plaintiff seeks simultaneous disclosure of experts. Defendant seeks
30 staggered expert disclosures, whereby Plaintiff would disclose her expert(s) 90
31 days prior to the disclosure of Defendant’s expert(s), such that Defendant has
32 60 days to depose Plaintiff’s expert(s) and then 30 days to prepare Defendant’s
33
34

1 expert(s) report(s). Consequently, the Defendant's suggested discovery
 2 schedule in advance of trial with staggered expert disclosures is the following:

Fact Discovery Closes:	October 4, 2020 (388 days)
Plaintiff expert disclosures:	November 4, 2020 (357 days)
Motion to Amend/Add Parties:	December 4, 2020 (327 days)
Defendant expert disclosures:	February 2, 2021 (248 days)
Rebuttal expert disclosures:	March 4, 2021 (237 days)
Daubert motions:	April 18, 2021 (192 days)
Discovery cutoff:	June 3, 2021 (146 days)
Dispositive motions due:	June 17, 2021 (132 days)
Hearing request re: designations	September 15, 2021 (42 days)
Cross designations:	September 29, 2021 (28 days)
Objections to designations:	October 6, 2021 (21 days)
Exhibit/witness list:	September 22, 2021 (35 days)
Objections exhibit/witness list:	September 29, 2021 (28 days)
Response to exhibit/witness list:	October 6, 2021 (21 days)
Motions in limine:	September 15, 2021 (42 days)
Response to motions in limine:	September 21, 2021 (36 days)
Replies to motions in limine:	September 29, 2021 (28 days)
Pretrial order:	October 6, 2021 (21 days)
Trial briefs, voir dire:	October 2, 2021(25 days)
Jury instructions:	October 2, 2021(25 days)
Disputed jury instructions:	October 2, 2021(25 days)
Pretrial conference:	October 13, 2021 (14 days)

25 Plaintiffs propose that the Court issue a scheduling order in accord with
 26 the Civil and Local Rules.

27 **(e) Miscellaneous**

1 **1.** **Trial:** The parties recommend a trial date of October 27, 2021. It
2 is anticipated the trial will last eight to ten days.

3 **2. Proposed Modifications to Standard Discovery and/or Pretrial**
4 **Procedures:** Proposed modifications to the suggested discovery deadlines can
5 be found above in (d).

6 **3. Pretrial Procedures:** The parties do not believe that the standard
7 pretrial procedures should be modified.

8 **4. Bifurcation or Structure of Sequence of Trial:** The parties do not
9 believe that bifurcation or modified structuring of the sequence of trial is
10 necessary at this time.

11 **5. Settlement:** The parties have discussed participating in early
12 settlement efforts, but at this time, Plaintiffs wish to conduct some discovery
13 before engaging in settlement discussions.

14 **6. Other Matters:** There are no other matters conducive to the just
15 efficient economic termination of the action identifiable at this time. The parties
16 do not consent to the trial of this matter by a full-time United States Magistrate
17 Judge.

18 DATED this 24th day of October 2019.

19 HERMANN LAW GROUP

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1 **CERTIFICATE OF SERVICE**
2

3 I hereby certify that on this 24th day of October 2019, I electronically filed
4 the foregoing Joint Status Certificate, with the Clerk of the Court using the
5 CM/ECF System, which will send notification of such filing to the following:
6

7 Charles Herrmann
8 Anthony Marsh
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19 and I hereby certify that I have mailed by United States Postal Service this
20 document to the following non CM/ECF participants:
21

22 *No manual recipients*
23

24 s/ *William C. Schroeder*
25 WILLIAM C. SCHROEDER
26
27
28